Exhibit B

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 1                  UNITED STATES DISTRICT COURT
                    DISTRICT OF MASSACHUSETTS
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 3      * * * * * * * * * * * * * *
        STUDENTS FOR FAIR                *
 4      ADMISSIONS, INC.,                *
                 Plaintiff,              *
 5                                       *
                   vs.                   *        CIVIL ACTION
 6                                       *        No. 14-14176-ADB
        PRESIDENT AND FELLOWS OF         *
 7      HARVARD COLLEGE, et al,          *
                 Defendants.             *
 8      * * * * * * * * * * * * * *

 9           BEFORE THE HONORABLE ALLISON D. BURROUGHS
                  UNITED STATES DISTRICT JUDGE
10                    STATUS CONFERENCE

11      A P P E A R A N C E S

12

               CONSOVOY McCARTHY PARK PLLC
13             Ten Post Office Square, 8th Floor
               Boston, Massachusetts 02109
14             for the plaintiff
               By: Patrick Strawbridge, Esq.
15


16
               WILMER CUTLER PICKERING HALE and DORR LLP (Bos)
17             60 State Street
               Boston, Massachusetts 02109
18             for the defendants
               By: Felicia H. Ellsworth, Esq.
19


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21                                  Courtroom No. 17
                                    Robing Room
22                                  John J. Moakley Courthouse
                                    1 Courthouse Way
23                                  Boston, Massachusetts 02210
                                    September 6, 2016
24                                  9:30 a.m.

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1          So going backwards it is, it's not just the push of

2     a button but it is a similar format.  Some of the fields

3     won't exist in earlier years, right.  Some things were

4     added.  Some field names might change but it is easier to go

5     backwards than forward from the administrative --

6               THE COURT:  So how about this as a compromise.

7     I give you the eight years but only make them go

8     backwards --

9               MR. STRAWBRIDGE:  That's fine with us.  I

10    suppose, I think Harvard had more of an interest in having a

11    more recent year but I think we view pre-employment (ph.)

12    years as more probative anyway.

13              MS. ELLSWORTH:  We're certainly happy to go

14    backwards.  We still think eight is too many and we suggest

15    maybe doing individualized data fields for whatever number

16    of years you might honor and then some -- that you order,

17    excuse me, and some aggregate data back, further back, back

18    eight years.  I'm not sure why we need a line item for

19    each --

20              THE COURT:  I'm definitely going back to six

21    because *Fisher* says three isn't enough and, so it's not

22    going to be, it's going to be between six and eight but what

23    about that six years going backwards with the aggregate data

24    for the seventh and eighth years?

25              MR. STRAWBRIDGE:  Obviously we prefer eight
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1   but six years going backwards is certainly a good start. I

2   guess --

3   **THE COURT:** All right. Let's do this. Six

4   years going backwards, aggregate data for seven and eight.

5   If there is anything in the aggregate data that looks

6   anomalous to you, you can raise it and we'll see about

7   digging deeper into that, okay.

8   **MR. STRAWBRIDGE:** Okay. So just to make sure

9   I understand, we're talking about the six years prior to the

10   years that they've already produced?

11   **THE COURT:** They produced the two most recent

12   years, right?

13   **MR. STRAWBRIDGE:** Right.

14   **THE COURT:** So six years prior, so four years

15   complete data prior and then two years of aggregate data.

16   **MR. STRAWBRIDGE:** Okay.

17   **MS. ELLSWORTH:** So we're producing four more

18   years going backwards?

19   **THE COURT:** Yes.

20   **MS. ELLSWORTH:** And then for aggregate data --

21   **THE COURT:** So you guys can sort out aggregate

22   data. And if it ends up being easier for you to produce all

23   six years in the same way, that's fine too. But I do have

24   concerns about, you know, there is a view, even a view in my

25   chambers that, you know, two complete four-year cycles is